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ATTORNEYS FOR DEFENDANTS
SYMIX TECHNOLOGIES, INC., AND ELSEVIER, INC.

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ATTORNEYS FOR PLAINTIFFS
ROBERT OLSZEWSKI, SARA BERTSCH, JACQUELINE MACIA, PHILIP
McHALE, AND RUSSELL BLACKADAR

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ROBERT OLSZEWSKI, SARA BERTSCH,
JACQUELINE MACIA, PHILIP McHALE,
and RUSSELL BLACKADAR, individuals,

Plaintiffs,

v.

SYMIX TECHNOLOGIES, INC., and
ELSEVIER, INC.,
Corporations,

Defendants.

Civil Action No. CV 08 3657 HRL

**STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE HEARING
ON DEFENDANTS' MOTIONS TO
DISMISS**

Pursuant to United States District Court for the Northern District of California Civil L.R.
6-2(a), plaintiffs Robert Olszewski, Sara Bertsch, Jacqueline Macia, Philip McHale, and Russell
Blackadar (collectively, "Plaintiffs") and defendants Symyx Technologies, Inc. ("Symyx") and
Elsevier Inc. ("Elsevier"), by and through their respective counsel, hereby submit the following

1.

**STIPULATION TO CONTINUE HEARING;
ORDER
CV 08 3657 HRL**


1 joint stipulation:

2 Defendants' motions to dismiss were originally noticed for hearing on April 21, 2009. On
3 April 16, 2009, the Court continued the hearing to May 26, 2009 at 10:00 a.m. Because counsel
4 for defendants has a conflict on the May 26, 2009, the parties hereby request that the Court
5 continue, and stipulate that the Court continue, the hearing on defendants' motions to dismiss
6 currently scheduled for Tuesday, May 26, 2009 at 10:00 a.m. until Tuesday, June 2, 2009 at 10:00
7 a.m.

8 **IT IS SO STIPULATED:**

9 Dated: May 11, 2009


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13 STEVEN L. FRIEDLANDER (154146)
14 ATTORNEYS FOR DEFENDANTS
SYMIX TECHNOLOGIES, INC., AND ELSEVIER INC.

15 Dated: May 8, 2009

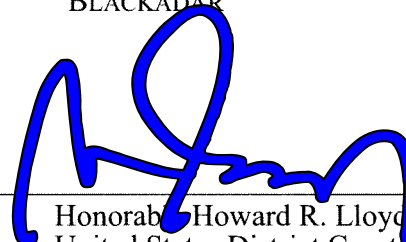
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20 ATTORNEYS FOR PLAINTIFFS
21 ROBERT OLSZEWSKI, SARA BERTSCH, JACQUELINE
MACIA, PHILIP MCHALE, AND RUSSELL
BLACKADAR

22 **IT IS SO ORDERED:**

23 Dated: 05/11/2009

24 

25 Honorable Howard R. Lloyd
26 United States District Court Magistrate Judge